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CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	Magistrate Case No.: '07 MJ 2461
Plaintiff,	COMPLAINT FOR VIOLATION OF
v.	
Blanca Estela MORAN	Title 8, U.S.C., Section 1324(a)(2)(B)(iii)- Bringing in Illegal Alien(s) Without Presentation
Defendant.	

The undersigned complainant being duly sworn states:

On or about **October 15, 2007**, within the Southern District of California, defendant **Blanca Estela MORAN**, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, **Jose CASTRO-De La Cruz**, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien, and upon arrival did not bring and present said alien immediately to an appropriate immigration officer at a designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii).

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
Sara Esparagoza, U.S. Customs and Border Protection Enforcement Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 16th DAY OF **October**, 2007.

UNITED STATES MAGISTRATE JUDGE

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PROBABLE CAUSE STATEMENT

The complainant states that **Jose CASTRO-De La Cruz (Material Witness)** is a citizen of a country other than the United States; that said alien has admitted he is deportable; that his testimony is material; that it is impracticable to secure his attendance at trial by subpoena; and that he is a material witness in relation to this criminal charge and should be held or admitted to bail pursuant to Title 18, United States Code, Section 3144.

On October 15, 2007 at approximately 12:55 AM **Blanca Estela MORAN (Defendant)** made application for admission into the United States at the San Ysidro, California Port of Entry as the driver and sole visible occupant of a maroon 2000 Ford Contour sedan. Defendant presented a California identification card bearing her name and photograph to a Customs and Border Protection (CBP) Officer. The CBP Officer received a negative customs declaration from the Defendant. The CBP Officer observed a space discrepancy between the rear seat and trunk of vehicle and escorted the Defendant into secondary inspection.

During secondary inspection, a CBP Canine Enforcement Officer received an alert from their Narcotic/Human Detection canine to the vehicle Defendant was operating. An inspection of the vehicle revealed a non-factory compartment between the rear seat and trunk area of the vehicle. Subsequently, one male individual was removed from the compartment. The male individual was determined to be a citizen of Mexico with no entitlements to enter the United States. **Jose CASTRO-De La Cruz** is now identified as **(Material Witness)**. All individuals were escorted to the prosecutions unit area for further processing.

During a videotaped interview Defendant was advised of her Miranda rights. Defendant acknowledged her rights and elected to answer questions without an attorney present. During the interview Defendant admitted she was attempting to smuggle one undocumented alien into the United States. Defendant admitted that she had knowledge that Material Witness is a citizen of Mexico with no entitlements to enter the United States. Defendant admitted she picked up Material Witness in Rosarito, Mexico. Defendant admitted she assisted and witnessed Material Witness enter the non-factory compartment of the vehicle. Defendant admitted her intentions were to smuggle Material Witness into the United States and drive him to Los Angeles, California.

During a videotaped interview Material Witness admitted he is a citizen of Mexico without legal documentation to enter into, pass through, or remain in the United States. Material Witness stated that he entered into the compartment on his own. Material Witness stated that he made his own arrangements and was not going to pay a fee to be smuggled into the United States. Material Witness stated he intended to travel to Los Angeles, California to resume his previous residency and employment.

[signature] [signature]

WILLIAM McCURINE, JR.
U.S. MAGISTRATE JUDGE